

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS INFORMATIONAL
STATEMENT AS REQUIRED BY NRS 233B.066**

LCB FILE NO. R149-26

The following statement is submitted by the State of Nevada, Board of Oriental Medicine, for adopted amendments to Nevada Administrative Code (“NAC”) Chapter 634A.

(A) A clear and concise explanation of the need for the adopted regulation.

Response: The need for the proposed NAC 634A regulation relates to the Oriental Medicine Act which deletes the requirement for the Applicant’s social security number, updates the name of the national organization, clarifies the requirement of a current valid license in another state for endorsement eligibility, expands the automatic acceptance of all continuing education classes approved by the national organization, and eliminates and/or reduces certain fees; and providing other matters properly relating thereto.

(B) A description of how public comment was solicited, a summary of the public response and an explanation of how other interested persons may obtain a copy of the summary.

Response: On 5/21/2026, a small business impact survey form (“SBIS Form”) and the proposed regulation changes were sent to all licensed Oriental Medicine Doctors and requestors on the mailing list to determine the impact of the proposed regulations. Also, the SBIS Form is posted on the website of the Board of Oriental Medicine along with the proposed regulation changes.

The Board of Oriental Medicine received 3 responses on the SBIS Form indicating that there was no economic impact on their businesses. The Board of Oriental Medicine also received 2 other public comments questioning the new applicant fee reduction and opposing the Acupuncture Injection Point Therapy proposed requirements.

Also, the Board of Oriental Medicine conducted a public workshop on 6/23/2026 via a physical location as well as via Zoom to solicit comments from small businesses. Notice of these workshops were posted at Nevada State Board of Oriental Medicine, Nevada State Board of Oriental Medicine website: <http://orientalmedicine.nv.gov/>, State Library and Archives, website @ Notice.NV.GOV, and State of Nevada Register of Administrative Regulations. The Workshop notice and the proposed regulation were sent to all licensed Oriental Medicine Doctors and requestors on the mailing list to determine the impact of the proposed regulations.

Copies of comments submitted by the public is accessible in the workshop minutes of the Board’s website or obtained from the Board Office directly upon request.

The minutes of the workshop contains summaries of the public response to the proposed regulations. A copy of the minutes may be obtained from the Board of Oriental Medicine, 3431 E. Sunset Rd., C21, Las Vegas, NV 89120, telephone: 702-675-5326 or email @ omboardexecutivedirector@gmail.com, or on its website at <http://orientalmedicine.nv.gov/>

(C) The number of persons who:

- (1) Attended each hearing;**
- (2) Testified at each hearing; and**
- (3) Submitted to the agency written statements.**

Response: There were 3 members of the public at the public workshop on 6/23/2026. All 3 members made public comments as well as submitted written statements against adopting the acupuncture injection point therapy certification promulgated by the National Certification Board for Acupuncture and Herbal Medicine. There was 1 additional written public comment submitted against adopting the acupuncture injection point therapy certification promulgated by the National Certification Board for Acupuncture and Herbal Medicine.

(D) For each person identified in subparagraphs (2) and (3) of paragraph (C), the following information if provided to the agency conducting the hearing:

- (1) Name;**
- (2) Telephone number;**
- (3) Business address;**
- (4) Business telephone number;**
- (5) Electronic mail address; and**
- (6) Name of entity or organization represented.**

Response: Kris Justensen: drj@alpinewellnesscenter.com (attended and submitted written statement); David Flater: Flatersplace@yahoo.com (attended and submitted written statement); Nancy Brandt: drnb45@gmail.com (attended and submitted written statement); Susan Shultz: drshultz@cascadiahealthcare.com (submitted written statement only).

(E) A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.

Response: Please see responses to B and C above.

(F) If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

Response: There was a change. After the workshop, the section regarding the requirement for the acupuncture injection point therapy certification promulgated by the National Certification Board for Acupuncture and Herbal Medicine was removed from the proposed regulation as the LCB found that it conflicted NRS634A.142. After this change, at the Notice of Intent to Adopt Regulations public hearing on 8/20/2026, no member of the public appeared to contest the proposed final regulations.

(G) The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately, and in each case must include:

- (1) Both adverse and beneficial effects; and**
- (2) Both immediate and long-term effects.**

Response: There is no adverse impact based upon the small business impact survey. The immediate and long-term economic benefits include lowering costs due to the automatic

acceptance of all continuing education classes approved by the national organization, and eliminates and/or reduces certain fees.

There is no adverse economic effect to the public. There may be some immediate and long-term beneficial effect to the public in that there are some cost savings as stated-above to the businesses of the licensees and applicants which may be passed on to the public.

(H) The estimated cost to the agency for enforcement of the proposed regulation.

Response: None

(I) A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

Response: None

(J) If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

Response: None

(K) If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

Response: None